

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. **MAR 13 1987**

Returned to applicant for correction.

Corrected application filed. Map filed **MAR 13 1987**The applicant **Denny S. and Della C. Mulford****Diamond Valley Route**

of

Eureka

Street and No. or P.O. Box No.

City or Town

Nevada 89316

State and Zip Code No.

hereby make S application for permission to change the**Point of Diversion and Place of Use for a portion**

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under

Permit 33817

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is **Underground**
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed **0.54 cfs**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for **Irrigation and Domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for **Irrigation and Domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point **SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5, T 25 N, R 53 E, MDB & M., at a point from**
Describe as being within a 40-acre subdivision of public survey and by course and which the SW corner of Section 32, T 26 N, R 53 E, MDB & M., bears distance to a section corner. If on unsurveyed land, it should be stated.
N 49° 38' 08" W, 3000.16 feet.
6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 27, T 21 N, R 53 E,**
If point of diversion is not changed, do not answer.
MDB & M., at a point from which the W $\frac{1}{4}$ corner of said Section 27
bears S 45° 10' 00" W, 1890.00 feet.
7. Proposed place of use **SE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 4), E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 31; S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, T26N,**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
R53E, MDB & M., NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 6; W $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 5, T25N, R53E, MDB&M., NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 8, T25N, R53E, MDB&M. (1120 acres)
8. Existing place of use **8.05 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, 8.00 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$,**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
8.00 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 8.05 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 27,
manner of use of irrigation permit, describe acreage to be removed from irrigation.
T 21 N, R 53 E, MDB & M.
9. Use will be from **January 1** to **December 31** of each year.
Month and Day Month and Day
10. Use was permitted from **January 1** to **December 31** of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **Well, Pipelines, Sprinkler System**
State manner in which water is to be diverted, i.e. diversion structure, ditches, and Ditches.
pipes and flumes, or drilled well, etc.
12. Estimated cost of works **\$10,000**
13. Estimated time required to construct works **3 years**

14. Estimated time required to complete the application of water to beneficial use..... 5 years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

These waters are to be co-mingled with all water rights of record on the proposed Place of Use. Permits 33817 and 33818 have a combined acreage of 40.40 acres due to co-mingling.

s/ Alan S. Boyack
By..... Alan S. Boyack, Agent.....
515 South Fifth Street
Elko, Nevada 89801

Compared..... jm/ se pm/ se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 33817 is issued subject to the terms and conditions imposed in said Permit 33817 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.54 cubic feet per second, but not to exceed 128.4 acre-feet annually, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before February 15, 1988

Proof of completion of work shall be filed before March 15, 1988

Application of water to beneficial use shall be made on or before February 15, 1989

Proof of the application of water to beneficial use shall be filed on or before March 15, 1989

Map in support of proof of beneficial use shall be filed on or before March 15, 1989

MAR 28 1988

Completion of work filed..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS.....
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this 9th day of October.....

Cultural map filed.....

Certificate No..... Issued.....

2407 (Rev. 6-81)

A.D. 19 87

Peter G. Morros
State Engineer

Abrogated By 50151 0.54 cfs